IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 2ND AUGUST 2007 / 11TH SRAVANA 1929

WP(C).No. 22835 of 2007(R)

PETITIONER:

SAJNA T.,
AJMAL NIVAS, B.P. ANGADI P.O., TIRUR TALUK.

BY ADV. SRI.A.KRISHNAN

RESPONDENTS:

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1. THE CONTROLLER OF EXAMINATIONS,
CALICUT UNIVERSITY.

2. THE PRINCIPAL,
M.E.S. ENGINEERING COLLEGE, KUTTIPPURAM.

R1 BY STANDING COUNSEL SRI.P.C.SASIDHARAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

WP(C) NO. 22835 OF 2007 - R

Dated this the 2nd day of August, 2007

J U D G M E N T

The petitioner is a student of Computer Science and Engineering at M.E.S.College of Engineering, Kuttippuram doing her final semester. The petitioner was not allowed to write the final semester examination for shortage of attendance. The petitioner's contention is that she was forced to take leave on medical grounds in connection with her pregnancy and as a result, there was shortage of attendance. The petitioner has filed Exts.P2 and P3 representations before the first and second respondents for condonation of shortage of attendance. The petitioner submits that the respondents may be directed to consider her application for condonation of shortage of attendance.

2. The learned Standing Counsel for the University points out that the petitioner is short by more than 54% of attendance and even the Syndicate cannot

condone such shortage and therefore, the proper course available to the petitioner is to attend the course again and complete the attendance required. He also points out that the petitioner's application is to the Controller of Examinations who does not have powers to condone the shortage of attendance.

3. After having considered the rival contentions, insofar as the shortage of attendance of the petitioner is beyond the condonable limit, even by the Syndicate, I do not think that any purpose would be served by directing consideration of the petitioner's application at this juncture. Therefore, without prejudice to the right of the petitioner to redo the final semester again, this writ petition is dismissed.

sd/-
S. SIRI JAGAN,
Judge

Mbs/

-True Copy-

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007